

### REMARKS

Entry of the instant Amendment is proper because it places the claims in better condition for appeal. In particular, claim 73 has been amended to specify that the claimed seed includes the expression cassette of claim 64. No other claims have been amended. Entry of the amendment is proper because it corrects a clerical error comprising failure to specify that the transgenic seed includes the relevant transgene. The amendment eliminates an indefiniteness rejection and thus removes issues on appeal. It is submitted that entry of the Amendment is therefore proper and such action is thus respectfully requested.

The Examiner is invited to contact the undersigned at the telephone number listed below with any questions.

Respectfully submitted,



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